



IFW 1772

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/086,532
Applicant : Kauschke, et al.
Filed : February 28, 2002
TC/A.U. : 1772
Examiner : William P. Watkins, III
Docket No. : 34303/48
Customer No. : 1912

Confirmation No. 3809

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date which appears below:
Name: Neal L. Rosenberg, Esq.
Signature: *Neal L. Rosenberg*
Date: 7-20-04

REQUEST FOR RECONSIDERATION

O.I.P.E.
Envelope
Appeal
W.P.W.
8-12-04

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests reconsideration of the Advisory Action.

Applicant will limit the arguments herein to those arising from the comments of the Examiner in the Advisory Action.

1. The Advisory Action states:

Applicant argues a result of increased flexibility at less than 10% basis weight. A flexible barrier layer is the expected result of the practice of the invention of Ciammaichella et al. (see col. 2, lines 60-col. 3, line 10).

Ciammaichella repeatedly mentions in the Background of the Invention section the desirability of flexibility (Col. 2, lines 18-21; lines 35-44; lines 45-49). In the passage cited by the Examiner (Col. 2, lines 60 - Col. 3, line 10), the reference notes that the absorbent article must balance off the "reduction of the protection level" and the "desirable comfort product modifications such as ... improving the flexibility of the